

AMENDED IN ASSEMBLY JUNE 24, 1996

AMENDED IN ASSEMBLY JUNE 5, 1996

AMENDED IN SENATE APRIL 11, 1996

SENATE BILL

No. 1904

**Introduced by Committee on Agriculture and Water
Resources (Senators Costa (Chair), Ayala, Craven,
Johnston, Kelley, Kopp, and Wright)**

February 23, 1996

An act to amend Section 408 of the Revenue and Taxation Code, to amend Sections 1055, 1226.1, 1226.2, 1226.3, 1226.4, 1425, 1435, 5104, 5107, 13176, ~~13223~~, and 31483 of, and to repeal Section 13302 of, the Water Code, and to repeal Section 141 of the Sacramento Area Flood Control Agency Act (Chapter 510 of the Statutes of 1990), relating to water, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 1904, as amended, Committee on Agriculture and Water Resources. Water.

(1) Existing property tax law requires county assessors to disclose, furnish abstracts of, and provide access to, all information in their offices, including nonpublic information in their files, to various specified persons and agencies.

This bill would impose a state-mandated local program by requiring assessors to additionally provide access to this information to the Department of Water Resources.

(2) Existing law provides that the owner of certain water impoundment structures constructed prior to January 1, 1969, the capacity of which does not exceed 10 acre feet on January 1, 1975, has a valid water right with a priority as of the date of construction of the structure for the purpose of livestock watering and other prescribed incidental uses. Existing law provides that any person claiming such a water right, who fails to file a claim of water right on or before December 31, 1977, has a water right priority as of the date of filing.

This bill would provide, instead, that the owner has a valid water right if that person files a claim of water right with the State Water Resources Control Board not later than December 31, 1997. The bill would provide that any person who has that water right, who files a claim of water right with the board on or before December 31, 1977, has a water right priority as of the date of construction of the structure and any person who has that water right, who files a claim of water right with the board after December 31, 1977, and before January 1, 1998, has a water right priority as of the date of filing. The bill would require the board, if the claimant establishes the water right, to issue a certificate of the validity of the water right, and would authorize the board to revoke that certificate upon a finding that the water has ceased to be used for those prescribed uses.

(3) Existing law authorizes the board to delegate to any employee of the board, including the members of the board, certain functions relating to the issuance of temporary permits to divert and use water and temporary change orders with regard to a point of diversion or place or purpose of use. Existing law requires the board, not later than 30 days after the issuance of those permits or orders by an employee, to review and validate those permits or orders.

This bill would, instead, authorize the delegation of those functions to any officer or employee of the board.

(4) Existing law generally requires each person who, after December 31, 1965, diverts water to file with the board, prior to July 1 of each year, a statement relating to the diversion and use of the water during the previous year and requires the person to file supplemental statements, at prescribed 3-year intervals, that specify the amount of water diverted, the rate



of diversion by months, and any change in other information included in the preceding statement.

This bill would require that person to file a supplemental statement with the board if there is a change in the name or address of the person diverting the water.

(5) Existing law makes the making of any willful misstatement in connection with the preparation of a statement of water diversion and use a misdemeanor.

This bill would subject any person who makes such a material misstatement to civil liability, imposed administratively, in an amount that does not exceed \$500 for each violation, as prescribed. The bill would make a related change.

~~(6) Existing law authorizes each California regional water quality control board to delegate to its executive officer certain duties relating to water quality control, except for, among other functions, the issuance, modification, or revocation of any waste discharge requirement.~~

~~This bill would delete that exception.~~

~~(7) Existing law allows hearings for consideration or issuance of a cease and desist order to be conducted by hearing panels designated by the regional board that consist of 3 or more members of that board.~~

~~This bill would repeal that provision.~~

~~(8)–~~

(7) Existing law, until January 1, 1997, authorizes the Contra Costa Water District to issue revenue bonds in accordance with specified law for the purpose of financing the acquisition of land and land rights and the construction, improvement, or acquisition of any facilities necessary or convenient for the storage, transmission, distribution, or treatment of water for beneficial use, as prescribed.

This bill would extend that authorization until January 1, 2000.

~~(9)–~~

(8) The Sacramento Area Flood Control Agency Act requires the board of the Sacramento Area Flood Control Agency, if a certain special capital assessment is prepaid and conditionally satisfied as to a piece of land, to prepare and record in the county recorder of the county in which the land

is located, a notice of conditional cancellation of assessment lien as to that parcel. The act also requires the county recorder to mail that original notice of conditional cancellation of assessment lien to the owner of the property after recording the document.

This bill would repeal those provisions of the act.

~~(10)–~~

(9) Under the Clean Water Bond Law of 1984, the Water Conservation and Water Quality Bond Law of 1986, and the Water Conservation Bond Law of 1988, the Department of Water Resources may make loans to local agencies, upon approval of the Legislature by statute, for prescribed purposes.

This bill would make an appropriation by authorizing loans from the Water Conservation Account in the 1984 State Clean Water Bond Fund, the Water Conservation and Groundwater Recharge Account in the 1986 Water Conservation and Water Quality Bond Fund, and the 1988 Water Conservation Fund to specified entities for specified projects in accordance with those bond laws.

~~(11)–~~

(10) The California Safe Drinking Water Bond Law of 1988 permits bond proceeds in the California Safe Drinking Water Fund to be used for a grant program with grants provided to prescribed entities, subject to specific approval of the Legislature.

This bill would make an appropriation by authorizing grants from the fund to specified entities for the purposes of financing specified projects to identify alternatives for system improvements in accordance with that bond law.

~~(12)–~~

(11) The bill would make various conforming changes.

~~(13)–~~

(12) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

~~(14)–~~



(13) The bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: yes. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 408 of the Revenue and Taxation
2 Code is amended to read:

3 408. (a) Except as otherwise provided in subdivisions
4 (b), (c), (d), and (e) any information and records in the
5 assessor's office that are not required by law to be kept or
6 prepared by the assessor, and homeowners' exemption
7 claims, are not public documents and shall not be open to
8 public inspection. Property receiving the homeowners'
9 exemption shall be clearly identified on the assessment
10 roll. The assessor shall maintain records that shall be open
11 to public inspection to identify those claimants who have
12 been granted the homeowners' exemption.

13 (b) The assessor may provide any appraisal data in his
14 or her possession to the assessor of any county.

15 The assessor shall disclose information, furnish
16 abstracts, or permit access to all records in his or her office
17 to law enforcement agencies, the county grand jury, the
18 board of supervisors or their duly authorized agents,
19 employees, or representatives when conducting an
20 investigation of the assessor's office pursuant to Section
21 25303 of the Government Code, the Controller,
22 employees of the Controller for property tax
23 postponement purposes, probate referees, employees of
24 the Franchise Tax Board for tax administration purposes
25 only, staff appraisers of the Department of Savings and
26 Loan, the Department of Transportation, the
27 Department of General Services, the State Board of
28 Equalization, the State Department of Social Services,
29 the Department of Water Resources, and other duly
30 authorized legislative or administrative bodies of the
31 state pursuant to their authorization to examine the
32 records. Whenever the assessor discloses information,
33 furnishes abstracts, or permits access to records in his or

1 her office to staff appraisers of the Department of Savings
2 and Loan, the Department of Transportation, the
3 Department of General Services, or the Department of
4 Water Resources pursuant to this section, the department
5 shall reimburse the assessor for any costs incurred as a
6 result thereof.

7 (c) Upon the request of the tax collector, the assessor
8 shall disclose and provide to the tax collector information
9 used in the preparation of that portion of the unsecured
10 roll for which the taxes thereon are delinquent. The tax
11 collector shall certify to the assessor that he or she needs
12 the information requested for the enforcement of the
13 assessor's tax lien in collecting those delinquent taxes.
14 Information requested by the tax collector may include
15 social security numbers, and the assessor shall recover
16 from the tax collector his or her actual and reasonable
17 costs for providing the information. The tax collector shall
18 add the costs described in the preceding sentence to the
19 assessee's delinquent tax lien and collect those costs
20 subject to subdivision (e) of Section 2922.

21 (d) The assessor shall, upon the request of an assessee
22 or his or her designated representative, permit the
23 assessee or representative to inspect or copy any market
24 data in the assessor's possession. For purposes of this
25 subdivision, "market data" means any information in the
26 assessor's possession, whether or not required to be
27 prepared or kept by him or her, relating to the sale of any
28 property comparable to the property of the assessee, if
29 the assessor bases his or her assessment of the assessee's
30 property, in whole or in part, on that comparable sale or
31 sales. The assessor shall provide the names of the seller
32 and buyer of each property on which the comparison is
33 based, the location of that property, the date of the sale,
34 and the consideration paid for the property, whether paid
35 in money or otherwise. However, for purposes of
36 providing market data, the assessor shall not display any
37 document relating to the business affairs or property of
38 another.

39 (e) (1) With respect to information, documents, and
40 records, other than market data as defined in subdivision

(d), the assessor shall, upon request of an assessee of property, or his or her designated representative, permit the assessee or representative to inspect or copy all information, documents, and records, including auditors' narrations and workpapers, whether or not required to be kept or prepared by the assessor, relating to the appraisal and the assessment of the assessee's property, and any penalties and interest thereon.

(2) After enrolling an assessment, the assessor shall respond to a written request for information supporting the assessment, including, but not limited to, any appraisal and other data requested by the assessee.

(3) Except as provided in Section 408.1, an assessee, or his or her designated representative, shall not be permitted to inspect or copy information and records that also relate to the property or business affairs of another, unless that disclosure is ordered by a competent court in a proceeding initiated by a taxpayer seeking to challenge the legality of the assessment of his or her property.

(f) (1) Permission for the inspection or copying requested pursuant to subdivision (d) or (e) shall be granted as soon as reasonably possible to the assessee or his or her designated representative.

(2) If the assessee, or his or her designated representative, requests the assessor to make copies of any of the requested records, the assessee shall reimburse the assessor for the reasonable costs incurred in reproducing and providing the copies.

(3) If the assessor fails to permit the inspection or copying of materials or information as requested pursuant to subdivision (d) or (e) and the assessor introduces any requested materials or information at any assessment appeals board hearing, the assessee or his or her representative may request and shall be granted a continuance for a reasonable period of time. The continuance shall extend the two-year period specified in subdivision (c) of Section 1604 for a period of time equal to the period of continuance.

SEC. 2. Section 1055 of the Water Code is amended to read:

1 1055. (a) The executive director of the board may
2 issue a complaint to any person on whom administrative
3 civil liability may be imposed pursuant to Section 1052 or
4 Section 5107. The complaint shall allege the act or failure
5 to act that constitutes a trespass or violation, the provision
6 of law authorizing civil liability to be imposed, and the
7 proposed civil liability.

8 (b) The complaint shall be served by personal notice
9 or certified mail, and shall inform the party so served that
10 the party may request a hearing within 20 days after the
11 party has been served. The hearing shall be before a
12 member of the board as it may specify.

13 (c) After any hearing, the member shall report a
14 proposed decision and order to the board and shall supply
15 a copy to the party served with the complaint, the board's
16 executive director, and any other person requesting a
17 copy. The member of the board acting as hearing officer
18 may sit as a member of the board in deciding the matter.
19 The board, after making an independent review of the
20 record and taking any additional evidence as may be
21 necessary and could not reasonably have been offered
22 before the hearing officer, may adopt, with or without
23 revision, the proposed decision and order.

24 (d) Orders setting administrative civil liability shall
25 become effective and final upon issuance thereof and
26 payment shall be made.

27 SEC. 3. Section 1226.1 of the Water Code is amended
28 to read:

29 1226.1. The owner of any dam or other water
30 impoundment structure constructed prior to January 1,
31 1969, the capacity of which is not in excess of 10 acre-feet
32 on January 1, 1975, and concerning which water rights
33 litigation between private parties was not a matter of
34 record prior to January 1, 1974, is declared to have a valid
35 water right for the use of the water for purposes as
36 specified in Section 1226, if that person files a claim of
37 water right with the board not later than December 31,
38 1997. All permits or licenses issued by the board prior to
39 the effective date of this article shall have priority over
40 any water right claimed pursuant to this article.

1 SEC. 4. Section 1226.2 of the Water Code is amended
2 to read:

3 1226.2. (a) Any person who has a valid water right
4 pursuant to Section 1226.1, who files a claim of water right
5 with the board on or before December 31, 1977, has a
6 water right priority as of the date of the construction of
7 the dam or other water impoundment structure.

8 (b) Any person who has a valid water right pursuant
9 to Section 1226.1, who files a claim of water right with the
10 board after December 31, 1977, and before January 1,
11 1998, has a water right priority as of the date of filing.

12 SEC. 5. Section 1226.3 of the Water Code is amended
13 to read:

14 1226.3. Each claim of water right shall be
15 accompanied by a fee which shall be in an amount
16 determined by the board to cover the reasonable
17 administrative costs of processing the claim. If the
18 claimant establishes a water right pursuant to this article,
19 the board shall issue a certificate of the validity of the
20 water right to the claimant as expeditiously as
21 practicable.

22 SEC. 6. Section 1226.4 of the Water Code is amended
23 to read:

24 1226.4. The board may, after notice and hearing,
25 revoke any certificate of a water right granted pursuant
26 to this article upon a finding that the water has ceased to
27 be used for the purposes specified in Section 1226.

28 SEC. 7. Section 1425 of the Water Code is amended to
29 read:

30 1425. (a) Any person, whether or not an applicant,
31 permittee, or licensee under provisions of this division
32 other than this chapter, who has an urgent need to divert
33 and use water may apply for, and the board may issue, a
34 conditional, temporary permit without complying with
35 other procedures or provisions of this division, but subject
36 to all requirements of this chapter.

37 (b) Prior to issuing a permit pursuant to this chapter,
38 the board shall make all of the following findings:

39 (1) The applicant has an urgent need for the water
40 proposed to be diverted and used.

1 (2) The water may be diverted and used without
2 injury to any lawful user of water.

3 (3) The water may be diverted and used without
4 unreasonable effect upon fish, wildlife, or other instream
5 beneficial uses.

6 (4) The proposed diversion and use are in the public
7 interest, including findings to support permit conditions
8 imposed to ensure that the water is diverted and used in
9 the public interest, without injury to any lawful user of
10 water, and without unreasonable effect upon fish,
11 wildlife, and other instream beneficial uses.

12 (c) “Urgent need,” for the purposes of this chapter,
13 means the existence of circumstances from which the
14 board may in its judgment conclude that the proposed
15 temporary diversion and use is necessary to further the
16 constitutional policy that the water resources of the state
17 be put to beneficial use to the fullest extent of which they
18 are capable and that waste of water be prevented; except
19 that the board shall not find an applicant’s need to be
20 urgent if the board in its judgment concludes, if
21 applicable, that the applicant has not exercised due
22 diligence either (1) in making application for a permit
23 pursuant to provisions of this division other than this
24 chapter, or (2) in pursuing that application to permit.

25 (d) The board may delegate to any officer or
26 employee of the board all or any of its functions under this
27 chapter.

28 SEC. 8. Section 1435 of the Water Code is amended to
29 read:

30 1435. (a) Any permittee or licensee who has an
31 urgent need to change a point of diversion, place of use,
32 or purpose of use from that specified in the permit or
33 license may petition for, and the board may issue, a
34 conditional, temporary change order without complying
35 with other procedures or provisions of this division, but
36 subject to all requirements of this chapter.

37 (b) Prior to issuing a change order pursuant to this
38 chapter, the board shall make all of the following findings:

39 (1) The permittee or licensee has an urgent need to
40 make the proposed change.



1 (2) The proposed change may be made without injury
2 to any other lawful user of water.

3 (3) The proposed change may be made without
4 unreasonable effect upon fish, wildlife, or other instream
5 beneficial uses.

6 (4) The proposed change is in the public interest,
7 including findings to support change order conditions
8 imposed to ensure that the change is in the public
9 interest, and may be made without injury to any other
10 lawful user of the water, and without unreasonable effect
11 upon fish, wildlife, and other instream beneficial uses.

12 (c) "Urgent need," for the purposes of this chapter,
13 means the existence of circumstances from which the
14 board may in its judgment conclude that the proposed
15 temporary change is necessary to further the
16 constitutional policy that the water resources of the state
17 be put to beneficial use to the fullest extent of which they
18 are capable and that waste of water be prevented; except
19 that the board shall not find a petitioner's need to be
20 urgent if the board in its judgment concludes, if
21 applicable, that the petitioner has not exercised due
22 diligence either (1) in petitioning for a change pursuant
23 to provisions of this division other than this chapter, or (2)
24 in pursuing that petition for change.

25 (d) The board may delegate to any officer or
26 employee of the board all or any of its functions under this
27 chapter.

28 SEC. 9. Section 5104 of the Water Code is amended to
29 read:

30 5104. (a) Supplemental statements shall be filed at
31 three-year intervals, prior to July 1 of the year next
32 succeeding the end of each three-year interval. They shall
33 contain the quantity of water diverted and the rate of
34 diversion by months in each of the preceding three
35 calendar years and any change in the other information
36 contained in the preceding statement.

37 (b) If there is a change in the name or address of the
38 person diverting the water, a supplemental statement
39 shall be filed with the board that includes the change in
40 name or address.

1 SEC. 10. Section 5107 of the Water Code is amended
2 to read:

3 5107. (a) The making of any willful misstatement
4 pursuant to this part is a misdemeanor punishable by a
5 fine not exceeding one thousand dollars (\$1,000) or by
6 imprisonment in the county jail for not to exceed six
7 months, or both.

8 (b) Any person who makes a material misstatement
9 pursuant to this part may be liable civilly as provided in
10 subdivision (c).

11 (c) Civil liability may be administratively imposed by
12 the board pursuant to Section 1055 in an amount not to
13 exceed five hundred dollars (\$500) for each violation. In
14 determining the appropriate amount, the board shall
15 consider all relevant circumstances, including, but not
16 limited to, all of the following factors:

- 17 (1) The extent of harm caused by the violation.
- 18 (2) The nature and persistence of the violation.
- 19 (3) The length of time over which the violation occurs.
- 20 (4) Any corrective action undertaken by the violator.

21 SEC. 11. Section 13176 of the Water Code is amended
22 to read:

23 13176. (a) The analysis of any material required by
24 this division shall be performed by a laboratory
25 accredited by the State Department of Health Services
26 under Article 3 (commencing with Section 100825) of
27 Chapter 4 of Part 1 of Division 101 of the Health and
28 Safety Code.

29 (b) No person or public entity of the state shall
30 contract with a laboratory for environmental analyses for
31 which the department requires registration or
32 accreditation pursuant to this chapter, unless the
33 laboratory holds a valid certificate of registration or
34 accreditation.

35 ~~SEC. 12. Section 13223 of the Water Code is amended~~
36 ~~to read:~~

37 ~~13223. (a) Each regional board may delegate any of~~
38 ~~its powers and duties vested in it by this division to its~~
39 ~~executive officer excepting only the following: (1) the~~
40 ~~promulgation of any regulation; (2) the issuance;~~

~~modification, or revocation of any water quality control plan or water quality objectives; (3) the issuance, modification, or revocation of any cease and desist order; (4) the holding of any hearing on water quality control plans; and (5) the application to the Attorney General for judicial enforcement but excluding cases of specific delegation in a cease and desist order and excluding the cases described in subdivision (c) of Section 13002 and Sections 13304 and 13340.~~

~~(b) Whenever any reference is made in this division to any action that may be taken by a regional board, that reference includes action by its executive officer pursuant to powers and duties delegated to him or her by the regional board.~~

~~SEC. 13.—~~

SEC. 12. Section 13302 of the Water Code is repealed.

~~SEC. 14.—~~

SEC. 13. Section 31483 of the Water Code is amended to read:

31483. (a) Notwithstanding any other provision of this division, the Contra Costa Water District may from time to time issue bonds in accordance with the Revenue Bond Law of 1941 (Chapter 6 (commencing with Section 54300) of Part 1 of Division 2 of Title 5 of the Government Code) for the purpose of financing the acquisition of land and land rights and the construction, improvement, or acquisition of any facilities necessary or convenient for the storage, transmission, distribution, or treatment of water for beneficial use, except that the provisions of Sections 54380 to 54388, inclusive, of the Government Code shall not apply to the issuance and sale of bonds pursuant to this section.

(b) The board shall not proceed under this section until it has submitted to the qualified voters of the district at a special election called by a resolution of the board a proposition as to whether the district may authorize and sell revenue bonds under this section. The proposition shall set forth generally the proposed facilities to be financed and the costs thereof. If a majority of the voters of the district voting on the proposition at the election

1 vote in favor of the proposition, the board may proceed
2 to issue and sell revenue bonds as provided in this section.
3 If the proposition fails to carry at the election, the
4 proposition shall not again be voted upon until at least six
5 months have elapsed since the date of the last election at
6 which the proposition was submitted.

7 (c) The resolution calling the election shall fix the date
8 on which the election is to be held, the proposition to be
9 submitted at the election, the manner of holding the
10 election and of voting for or against the proposition, and
11 shall state that in all other particulars the election shall be
12 held and the votes canvassed as provided by law for the
13 holding of elections within the district. The election may
14 be held separately or may be consolidated with any other
15 election authorized by law at which the voters of the
16 district may vote.

17 (d) Bonds issued pursuant to this section may be sold
18 at one or more private or public sales as the board of
19 directors of the Contra Costa Water District shall
20 determine.

21 (e) This section shall remain in effect only until
22 January 1, 2000, and as of that date is repealed, unless a
23 later enacted statute, which is enacted before January 1,
24 2000, deletes or extends that date.

25 ~~SEC. 15.—~~

26 *SEC. 14.* Section 141 of the Sacramento Area Flood
27 Control Agency Act (Chapter 510 of the Statutes of 1990)
28 is repealed.

29 ~~SEC. 16.—~~

30 *SEC. 15.* (a) Pursuant to subdivision (a) of Section
31 12879.4 of, and Sections 13458 and 13999.11 of, the Water
32 Code, the Department of Water Resources may make
33 loans from the 1988 Water Conservation Fund, the Water
34 Conservation and Groundwater Recharge Account in the
35 1986 Water Conservation and Water Quality Bond Fund,
36 and the Water Conservation Account in the 1984 State
37 Clean Water Bond Fund, in accordance with the Water
38 Conservation Bond Law of 1988 (Chapter 4.7
39 (commencing with Section 12879) of Part 6 of Division 6
40 of the Water Code), the Water Conservation and Water



1 Quality Bond Law of 1986 (Chapter 6.1 (commencing
2 with Section 13450) of Division 7 of the Water Code), and
3 the Clean Water Bond Law of 1984 (Chapter 15
4 (commencing with Section 13999) of Division 7 of the
5 Water Code) to the following agencies for the following
6 projects:

7 (1) Water conservation projects.

8 (A) Padre Dam Municipal Water District reclaimed
9 water retrofit project in San Diego County.

10 (B) Grizzly Flats Community Services District
11 reservoir lining and meter projects in El Dorado County.

12 (b) The Department of Water Resources shall
13 determine eligibility for, and the amount of, any loan
14 authorized by subdivision (a) in accordance with the
15 Water Conservation Bond Law of 1988 (Chapter 4.7
16 (commencing with Section 12879) of Part 6 of Division 6
17 of the Water Code), the Water Conservation and Water
18 Quality Bond Law of 1986 (Chapter 6.1 (commencing
19 with Section 13450) of Division 7 of the Water Code), and
20 the Clean Water Bond Law of 1984 (Chapter 15
21 (commencing with Section 13999) of Division 7 of the
22 Water Code), and may make those loans in accordance
23 with those bond laws.

24 ~~SEC. 17.~~—

25 *SEC. 16.* (a) Pursuant to Sections 14011 and 14012 of
26 the Water Code, the Department of Water Resources
27 may make grants from the California Safe Drinking
28 Water Fund in accordance with the California Safe
29 Drinking Water Bond Law of 1988 (Chapter 16
30 (commencing with Section 14000) of Division 7 of the
31 Water Code) to the following agencies for the purposes
32 of financing the following proposed projects to identify
33 alternatives for system improvements:

34 (1) Johnsville Public Utility District filtration system
35 project in Plumas County.

36 (2) Weaverville Community Services District
37 treatment plant project in Trinity County.

38 (b) The Department of Water Resources shall
39 determine eligibility for, and the amount of, any grant
40 authorized in subdivision (a) in accordance with the

1 California Safe Drinking Water Bond Law of 1988
2 (Chapter 16 (commencing with Section 14000) of
3 Division 7 of the Water Code), and may make those
4 grants in accordance with that bond law.

5 ~~SEC. 18.~~

6 *SEC. 17.* No reimbursement is required by this act
7 pursuant to Section 6 of Article XIII B of the California
8 Constitution because a local agency or school district has
9 the authority to levy service charges, fees, or assessments
10 sufficient to pay for the program or level of service
11 mandated by this act, within the meaning of Section 17556
12 of the Government Code.

13 Notwithstanding Section 17580 of the Government
14 Code, unless otherwise specified, the provisions of this act
15 shall become operative on the same date that the act
16 takes effect pursuant to the California Constitution.

17 ~~SEC. 19.~~

18 *SEC. 18.* This act is an urgency statute necessary for
19 the immediate preservation of the public peace, health,
20 or safety within the meaning of Article IV of the
21 Constitution and shall go into immediate effect. The facts
22 constituting the necessity are:

23 In order, at the earliest possible time, to remedy critical
24 water quality and supply problems and to further
25 streamline state government operations and improve
26 efficiency, thereby protecting the public health and
27 safety, it is necessary that this act take effect immediately.

